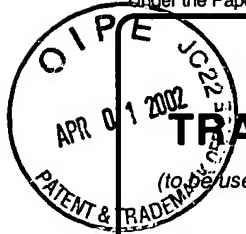


ES

✓ \$MP (3)

PTO/SB/21(08/00)

Approved for use through 19/30/2000. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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| | | | |
|---|----|------------------------|-------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | | |
| | | Applicant Number | 10/032,762 |
| | | Filing Date | December 26, 2001 |
| | | First Named Inventor | Mark A Schmisser |
| | | Group Art Unit | |
| | | Examiner Name | |
| Total Number of Pages in This Submission | 14 | Attorney Docket Number | 42390P12808 |

| ENCLOSURES (check all that apply) | | |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input checked="" type="checkbox"/> Assignment Papers (for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Fee Attached | <input checked="" type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment / Response | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | Declaration and Power of Attorney; Copy of Notice; return postcard; <i>Submission of formal drawings</i> |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | |
| <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | Remarks | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|--|
| Firm or Individual name | Eric S. Hyman, Reg. No. 30,139 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN |
| Signature | <i>Eric S. Hyman</i> |
| Date | 3/1/02 |

| CERTIFICATE OF MAILING (OR TRANSMISSION) | | | |
|--|----------------------|------|---------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail with sufficient postage in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on: 3-25-02 | | | |
| Typed or printed name | Melissa Stead | | |
| Signature | <i>Melissa Stead</i> | Date | 3-25-02 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| FEE TRANSMITTAL for FY 2002 <small>Patent fees are subject to annual revision.</small> | | Complete if Known | |
|--|--|------------------------|--------------------------|
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | Application Number | 10/032,762 |
| TOTAL AMOUNT OF PAYMENT (\$) | | Filing Date | 12/26/01 |
| 170.00 | | First Named Inventor | Mark A Schmisser, et al. |
| | | Examiner Name | |
| | | Group Art Unit | |
| | | Attorney Docket Number | 42390P12808 |

| METHOD OF PAYMENT (check all that apply) | | FEE CALCULATION (continued) | |
|--|--|---|--|
| <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None | | 3. ADDITIONAL FEE | |
| <input checked="" type="checkbox"/> Deposit Account | | Large Entity Small Entity | |
| Deposit Account Number: 02-2666 | | Fee Fee Fee Fee Fee Description Fee Paid | |
| Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman | | Code (\$) Code (\$) Code (\$) Code (\$) Code (\$) | |
| The Commissioner is authorized to: (check all that apply) | | 105 130 205 65 Surcharge - late filing fee or oath 130 | |
| <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments | | 127 50 227 25 Surcharge - late provisional filing fee or cover sheet. | |
| <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application. | | 139 130 139 130 Non-English specification | |
| <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee, to the above-identified deposit account | | 147 2,520 147 2,520 For filing a request for ex parte reexamination | |
| FEE CALCULATION | | 112 920 112 920 Requesting publication of SIR prior to Examiner action | |
| 1. FILING FEE | | 113 1,840 113 1,840 Requesting publication of SIR after Examiner action | |
| Large Entity Small Entity | | 115 110 215 55 Extension for response within first month | |
| Fee Fee Fee Fee Fee Description Fee Paid | | 116 400 216 200 Extension for response within second month | |
| Code (\$) Code (\$) Code (\$) Code (\$) Code (\$) | | 117 920 217 460 Extension for response within third month | |
| 101 740 201 370 Utility filing fee | | 118 1,440 218 720 Extension for response within fourth month | |
| 106 330 206 165 Design filing fee | | 128 1,960 228 980 Extension for response within fifth month | |
| 107 510 207 255 Plant filing fee | | 119 320 219 160 Notice of Appeal | |
| 108 740 208 370 Reissue filing fee | | 120 320 220 160 Filing a brief in support of an appeal | |
| 114 160 214 80 Provisional filing fee | | 121 280 221 140 Request for oral hearing | |
| SUBTOTAL (1) (\$) | | 138 1,510 138 1,510 Petition to institute a public use proceeding | |
| | | 140 110 240 55 Petition to revive - unavoidably | |
| | | 141 1,280 241 640 Petition to revive - unintentionally | |
| | | 142 1,280 242 640 Utility issue fee (or reissue) | |
| | | 143 460 243 230 Design issue fee | |
| | | 144 620 244 310 Plant issue fee | |
| | | 122 130 122 130 Petitions to the Commissioner | |
| | | 123 50 123 50 Petitions related to provisional applications | |
| | | 126 180 126 180 Submission of Information Disclosure Stmt | |
| | | 581 40 581 40 Recording each patent assignment per property (times number of properties) 40 | |
| | | 146 740 246 370 Filing a submission after final rejection (37 CFR 1.129(a)) | |
| | | 149 740 249 370 For each additional invention to be examined (37 CFR 1.129(b)) | |
| | | 179 740 279 370 Request for Continued Examination (RCE) | |
| | | 169 900 169 900 Request for expedited examination of a design application | |
| | | Other fee (specify) _____ | |
| 2. CLAIMS | | SUBTOTAL (3) (\$) | |
| Total Claims: 35 - Extra Fee from below: _____ Fee Paid: _____ | | 170.00 | |
| Independent Claims: 5 - Extra Fee from below: _____ Fee Paid: _____ | | | |
| Multiple Dependent Claims | | | |
| Large Entity Small Entity | | | |
| Fee Fee Fee Fee Fee Description Fee Paid | | | |
| Code (\$) Code (\$) Code (\$) Code (\$) Code (\$) | | | |
| 103 18 203 9 Claims in excess of 20 | | | |
| 102 84 202 42 Independent claims in excess of 3 | | | |
| 104 280 204 140 Multiple Dependent claim | | | |
| 109 84 209 42 Reissue independent claims over original patent | | | |
| 110 18 210 9 Reissue claims in excess of 20 and over original patent | | | |
| SUBTOTAL (2) (\$) | | | |
| *or number previously paid, if greater. For Reissues, see above | | | |

| SUBMITTED BY | | Complete (if applicable) | |
|-----------------------|--------------------------------|-----------------------------------|--------------------------|
| Typed or Printed Name | Eric S. Hyman, Reg. No. 30,139 | Registration No. (Attorney/Agent) | Telephone (310) 207-3800 |
| Signature | | Date | 3/1/02 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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3

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/032,762 | 12/26/2001 | Mark A. Schmisser | 42390P12808 |

CONFIRMATION NO. 5769

08791
BLAKELY SOKOLOFF TAYLOR & ZAFMAN
12400 WILSHIRE BOULEVARD, SEVENTH FLOOR
LOS ANGELES, CA 90025

FORMALITIES LETTER



OC000000007376371

Date Mailed: 01/28/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/02/2002 BSAYAS11 00000014 10032762

01 FC:105

130.00 OP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the application of:)
)
Mark A. Schmisser, et al.)
)
Serial No.: 10/032,762)
)
Filed: December 26, 2001)
)
For: SYSTEM AND METHOD OF REMOTELY)
INITIALIZING A LOCAL PROCESSOR)

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

In response to the communication from the Patent Office dated January 28, 2002, on the above-referenced utility patent application, enclosed herewith are the executed Declaration and Power of Attorney, our check numbered 24365 in the amount of one hundred thirty dollars (\$130.00) total amount owed for a large entity, and a copy of the Notice.

Also enclosed are substitute drawings in compliance with 37 CFR 1.84. Please charge any additional fees to Deposit Account No. 02-2666. A duplicate of this sheet is enclosed for this purpose.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date: 3/1/02

Eric S. Hyman Reg. No. 30,139

CERTIFICATE OF MAILING

12400 Wilshire Boulevard, Seventh Floor
Los Angeles, California 90025
(310) 207-3800

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addressed to: Commissioner of Patents and
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Melissa Stead 3-25-02
Melissa Stead Date



Our Ref. No.: 042390.P12808

0390
(4)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the application of:)
)
Mark A. Schmisser, et al.)
)
Serial No.: 10/032,762)
)
Filed: December 26, 2001)
)
For: SYSTEM AND METHOD OF REMOTELY)
INITIALIZING A LOCAL PROCESSOR)

SUBMISSION OF FORMAL DRAWINGS

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

Submitted herewith are formal drawings, Figures 1-2.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Dated: 3/25/02

Eric S. Hyman, Reg. No. 30,139

CERTIFICATE OF MAILING

12400 Wilshire Boulevard, Seventh Floor
Los Angeles, California 90025
(310) 207-3800

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3-25-02
Melissa Stead 3-25-02
Melissa Stead Date